

1 ERSKINE & TULLEY
A PROFESSIONAL CORPORATION
2 MICHAEL J. CARROLL (St. Bar #50246)
220 Montgomery Street, Suite 303
3 San Francisco, CA 94104
Telephone: (415) 392-5431

4 Attorneys for Plaintiff
5
6
7

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10

11 BOARD OF TRUSTEES OF THE AUTOMOTIVE)
12 INDUSTRIES, et al.)

NO. C 08 1594 JL

13 Plaintiff,)

14 vs.)

15 L.A. SMITH & SONS INC., a California)
corporation)

16 Defendant.)
17

PLAINTIFF'S CASE
MANAGEMENT STATEMENT
AND REQUEST FOR
CONTINUANCE

Date: July 29, 2009
Time: 10:30 a.m.

18 Plaintiff reports the status of this case as follows:

19 The Trustees accepted a settlement proposal at their meeting
20 June 30, 2009. A settlement agreement has been drafted but not signed.
21 There is one pending issue involving credits, which should resolve
22 itself within 30 days.

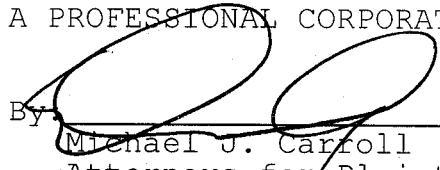
23 Plaintiffs respectfully request that the court calendar a
24 case management conference some 30 days hence to see if the matter can
25 be disposed of during that time frame.

26 DATED: July 23, 2009

Respectfully submitted,

27 Case Management Conference continued
to September 23, 2009 @ 10:30 a.m.

ERSKINE & TULLEY
A PROFESSIONAL CORPORATION

28 By 
Michael J. Carroll
Attorneys for Plaintiff



PROOF OF SERVICE BY MAIL

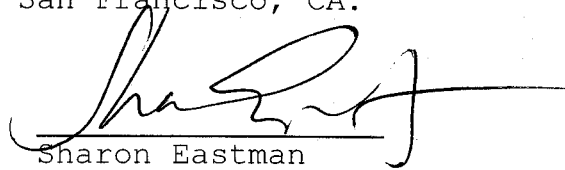
I am a citizen of the United States and employed in the City and County of San Francisco, California. I am over the age of eighteen years and not a party to the within above entitled action; my business address is 220 Montgomery Street, Suite 303, San Francisco, CA 94104. On July 23, 2009 I served the within PLAINTIFF'S CASE MANAGEMENT CONFERENCE STATEMENT AND REQUEST FOR CONTINUANCE on the defendant in said action, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States post office mail box at San Francisco, CA, addressed as follows:

George V. Hartmann, Esq.
THE HARTMANN LAW FIRM
3425 Brookside Road, Suite A
Stockton, CA 95219

Kirk Smith
L.A. Smith & Sons Inc.
903 Williams Street
San Leandro, Ca 94577

I, SHARON EASTMAN, certify (or declare), under penalty of perjury that the foregoing is true and correct.

Executed on July 23, 2009 at San Francisco, CA.


Sharon Eastman